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NASA Policy Directive

COMPLIANCE IS MANDATORY

NPD 1383.2B

Effective Date: October 07,
1999

Expiration Date: October 07,
2014

[Printable Format \(PDF\)](#)

Request Notification of Change

(NASA Only)

Subject: NASA Assistance to Non-Government, Entertainment-Oriented Motion Picture, Television, Video and Multimedia Productions/Enterprises, and Advertising (Revalidated 8/13/09)

Responsible Office: Office of Communications

1. Policy

a. The Agency may provide unique goods and services to assist entertainment-oriented motion pictures, documentaries, television, or video production under the following provisions:

- (1) Assistance can be provided without interfering with other Agency activities;
- (2) Assistance can be in the best interest of NASA and/or the U.S. Government; and
- (3) Assistance is consistent with applicable statutes, policies, and regulations.

b. In evaluating whether assistance to an entertainment-oriented production is in the best interest of NASA and/or the U.S. Government, the following should be considered:

- (1) The production is authentic in its portrayal of actual persons, places, NASA operations, and historical events. If fictional, the portrayal depicts a feasible or otherwise appropriate interpretation of NASA programs, operations, and policies;
- (2) The production is of informational value and enhances public understanding of NASA, the U.S. Space Program, or U.S. Government activities;
- (3) The production does not condone or endorse activities that are contrary to U.S. laws or policies and;
- (4) Other factors which may be unique to a particular production.

c. The production company must reimburse NASA for all costs incurred. A reimbursable Space Act agreement must be signed, and advance payment must be received before any assistance is rendered.

- d. All activities taking place on NASA facilities shall comply with applicable requirements including without limitation: safety, environmental, aircraft, building, and security standards.
- e. NASA will not compete with private sector sources in the provision of goods and services. NASA facilities and services may be made available under this policy only when comparable assets are not available from the private sector. A lower NASA charge for a particular good or service is not, by itself, sufficient reason to provide goods or services under this policy.
- f. NASA operations cannot be unreasonably impaired. Diversion of equipment, personnel, and materials must be kept to a minimum. Activities of NASA personnel assisting the production must not interfere with or be inconsistent with their official duties.
- g. An agreement by NASA to provide assistance under this policy does not waive the individual privacy rights of NASA civil service personnel or contractor employee(s).
- h. NASA personnel must comply with 5 CFR Section 6902.103 and 5 CFR Sections 2635.801 - 2635.809 for any outside employment, including employment by a production company, in their personal (off-duty, non-official) capacity, using approved leave. The production company is responsible for resolving any dispute with unions governing the hiring and payment of NASA personnel.
- i. Before beginning any activity on a NASA facility or involving NASA property or services, the production company shall provide proof of adequate liability insurance which names the U.S. Government as an "Additional Insured." The required reimbursable Space Act Agreement must also provide for indemnification and hold harmless agreements under which the production company agrees to insure that NASA will not be liable for any damages to property or injury to persons as a result of assistance offered under this policy.
- j. Approval of assistance and permission under this directive does not relieve the production company from its responsibility for compliance with the other applicable NASA regulations, including those governing the use of the NASA logo or other identifier.
- k. Assistance approved or permission under the policy shall not be construed as official NASA approval, endorsement, or support of the project. Statements concerning the project shall be coordinated with the appropriate Office of Public Affairs.
- l. Except as provided above, any photographs, film, video, live or digital images, or sound taken or recorded on or at NASA facilities for advertising and/or commercial purposes may be obtained only with the written permission of the responsible Agency official.

2. Applicability

This NPD applies to NASA Headquarters and NASA Centers, including Component Facilities, and to NASA contractors and concessionaries to the extent specified in their contracts.

3. Authority

42 U.S.C Section 2473 (c)(5), Section 203 (c)(5) of the National Aeronautics and Space

Act, as amended.

4. Applicable Documents

5 Code of Federal Regulations (CFR) Sections 2635.801 - 2635.809, and 6902.103.

5. Responsibility

a. The Assistant Administrator for Public Affairs or designee, in consultation, as appropriate, with the NASA General Counsel, or their designees, is responsible for the following:

- (1) Developing, managing, and implementing this NPD.
- (2) Coordinating with other affected NASA organizations, as appropriate.
- (3) Finally reviewing and approving requests for assistance.

b. Mission Associate Administrators, Mission Support Offices, and Center Directors are responsible for ensuring that requests under this policy are forwarded promptly to the Assistant Administrator for Public Affairs, for concurring on any approved request that implicates resources under their jurisdiction, and for implementing those Space Act Agreements which commit those resources.

6. Delegation of Authority

None.

7. Measurement/Verification

The means of measuring compliance with this policy shall be the annual number of requests for assistance received by the Agency and the number of requests granted and denied. The Office of Public Affairs will record these numbers along with a statement supporting the decision to grant or deny.

8. Cancellation

NPD 1383.2A, dated October 7, 1999.

REVALIDATED August 13, 2009, Original signed by:

/s/ Daniel S. Goldin
Administrator

Attachment A: (TEXT)

- a. NPD 1050.1, Authority to Enter into Space Act Agreements.
- b. NPD 1381.1, Release and Management of Audiovisual Products and Services.

(URL for Graphic)

None.

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